IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF NORTH CAROLINA ASHEVILLE DIVISION

CIVIL NO. 1:04CV46 (1:01CR45 & 3:01CR11-3)

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For the reasons set forth in the Memorandum and Order filed herewith,

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the Petitioner's motion pursuant to 28 U.S.C. § 2255 is DENIED, and this matter is hereby DISMISSED WITH PREJUDICE in its entirety.

Petitioner is hereby placed on notice that no future petition pursuant to 28 U.S.C. § 2255 may be filed without permission of the United States Court of Appeals for the Fourth Circuit.

Signed: August 5, 2005

Lacy H. Thornburg United States District Judge

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